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11 APPLIED SIGNAL TECHNOLOGY, INC. and
Third-Party Defendant COMTECH EF DATA, CORP.
12

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 OAKLAND DIVISION

16 APPLIED SIGNAL TECHNOLOGY, INC.

17 Plaintiff,

18 vs.

19 EMERGING MARKETS COMMUNICATIONS,
INC., EMC SATCOM TECHNOLOGIES, INC.,
20 PARADISE DATACOM, LLC, and VIASAT,
INC.,

21 Defendants.
22

23 AND RELATED COUNTERCLAIMS AND
24 THIRD PARTY CLAIMS

Case No. 09-CV-02180-SBA

JOINT STATUS REPORT ON THE
PROGRESS OF SETTLEMENT
BETWEEN APPLIED SIGNAL,
COMTECH EF DATA, EMERGING
MARKETS COMMUNICATIONS, AND
EMC SATCOM TECHNOLOGIES, AND
REQUEST FOR EXTENSION OF
RELIEF FROM THE CASE
MANAGEMENT SCHEDULING
CONFERENCE ORDER

25 Pursuant to the Joint Status Report dated April 28, 2011 (Dkt. No. 233) and the
26 Order signed by Judge Armstrong on May 2, 2011 (Dkt. No. 234), defendants Emerging

1 Markets Communications, Inc., and EMC Satcom Technologies, Inc. (collectively
 2 “EMC”), plaintiff and counter-defendant Applied Signal Technology, Inc. (“AST”),
 3 third-party defendant Comtech EF Data Corp. (“Comtech”), submit this joint status report
 4 on the progress of settlement.

5 On April 28, 2011, the parties filed a Joint Status Report requesting additional
 6 time to finalize their settlement to May 12, 2011 given new party Raytheon’s need to
 7 complete its review of the settlement agreement. That request was granted on May 2,
 8 2011 (Dkt. No. 234), but the court moved the requested date from May 12, 2011 to May
 9 6, 2011.

10 As previously reported to the Court, AST, Comtech, and EMC agreed at the
 11 settlement conference before Magistrate Judge Zimmerman to settle their dispute. The
 12 parties have exchanged written draft settlement license proposals and are in general
 13 agreement on most license terms, but require the assistance of the settlement Magistrate
 14 to finalize the license. Therefore, the parties request the court refer the parties to
 15 Magistrate Zimmerman for assistance in resolving these remaining issues.

16 .
 17 Date: May 6, 2011

SANDERS & PARKS P.C.

18 /s/ Rick N. Bryson

19 Rick N. Bryson
 20 and
 21

22
 23 AGILITY IP LAW

24 /s/ James C. Otteson

25 James C. Otteson

26 ATTORNEYS FOR PLAINTIFF/
 COUNTERDEFENDANT APPLIED SIGNAL

TECHNOLOGY AND THIRD-PARTY
DEFENDANT COMTECH EF DATA CORP.

Date: May 6, 2011

HARNESS, DICKEY & PIERCE, PLC

/s/ Rudolph A. Telscher
Rudolph A. Telscher
ATTORNEYS FOR DEFENDANTS
EMERGING MARKETS
COMMUNICATIONS, INC. and EMC
SATCOM TECHNOLOGIES, INC.

DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X (B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from **Douglas A. Robinson.**

Date: May 6, 2011 SANDERS & PARKS P.C.

/s/ Rick N. Bryson
Rick N. Bryson
ATTORNEYS FOR PLAINTIFF/
COUNTERDEFENDANT APPLIED SIGNAL
TECHNOLOGY AND THIRD-PARTY
DEFENDANT COMTECH EF DATA CORP

ORDER

Pursuant to stipulation, it is hereby ordered that the Court's May 2, 2011 order (Dkt. No. 234) granting relief from the Case Management Conference Scheduling Order is extended an additional 7 days from the current existing date of May 6, 2011 to May 13, 2011. Plaintiff Applied Signal Technology, Inc. shall file a notice of dismissal, or a joint status report with EMC on the progress of settlement, by May 13, 2011.

IT IS ALSO ORDERED that the parties are referred to Magistrate Bernard Zimmerman for assistance in resolving outstanding issues.

Dated: 5/9/11



SAUNDRA BROWN ARMSTRONG
JUDGE, UNITED STATES DISTRICT COURT